

PATENT 1422-0625P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

OZEKI, Makoto et al.

Conf.:

2621

Appl. No.:

10/790,730

Group:

1614

Filed:

March 3, 2004

Examiner: Unassigned

For:

PHARMACEUTICAL COMPOSITION FOR TREATING

MOOD DISORDERS

LETTER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 August 25, 2004

Sir:

Under the provisions of MPEP § 2001.06(b), the Examiner is hereby advised of the following co-pending U.S. Application(s):

Appl. No.	Filing Date	Group
10/343,931	February 5, 2003	1614
10/311,972	December 23, 2002	1617

The subject matter contained in the above-listed co-pending U.S. application(s) may be deemed to relate to the present application, and thus may be material to the prosecution of this instant application.

Copies of cited U.S. patent application(s) (specification, claims, and the drawings) will be provided if requested by the Examiner.

The above-listed co-pending application(s) is (are) not to be construed as prior art. By bringing the above-listed application(s) to the attention of the Examiner, Applicant(s) do(does) NOT waive any confidentiality concerning the above-listed co-pending application(s) or this application. See MPEP § 101. Furthermore, if said application(s) should not mature into patents, such application(s) should be preserved in secrecy under the provisions of 35 U.S.C. § 122 and 37 C.F.R. § 1.14.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

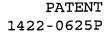
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GMM/CAM:bmp 1422-0625P Attachment(s)

(Rev. 02/12/2004)





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PRELIMINARY AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 August 25, 2004

Sir:

The following preliminary amendments and remarks respectfully submitted in connection with the above-identified application.

This amendment includes: amendments to the claims and remarks.